

AO 450 (Rev. 5/85) Judgment in a Civil Case ⊕

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UNITED STATES DISTRICT COURT

\*\*\*\*\* DISTRICT OF NEVADA

EDWARD JOHN ZIMBELMAN,

Petitioner,

V.

JUDGMENT IN A CIVIL CASE

CASE NUMBER: **3:07-cv-00042-HDM-VPC**

DIRECTOR, NDOC, et al.,

Respondents.

\_\_\_ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

\_\_\_ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**X** **Decision by Court.** This action came to be considered before the Court. The issues have been considered and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED** that Ground One of the petition is conclusory on its face and is dismissed for failure to state a claim. The dismissal of Ground One is with prejudice. Grounds Two and Three of the petition are unexhausted and are dismissed without prejudice.

January 22, 2008

**LANCE S. WILSON**

Clerk

/s/ Kalani Lizares

Deputy Clerk